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PTO/SB/21 (09-04)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/773,883	
	Filing Date	February 5, 2004	
	First Named Inventor	Gerbi	
	Art Unit	3731	
	Examiner Name	Adams	
Total Number of Pages in This Submission	5+	Attorney Docket Number	SATTY-69257 (13.0)

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Copies of all cited foreign references and articles
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	Check
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	Postcard
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Fulwider Patton LLP		
Signature	<i>Douglas R. Peterson</i>		
Printed name	Douglas R. Peterson		
Date	10/3/06	Reg. No.	53,458

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>Douglas R. Peterson</i>		
Typed or printed name	Douglas R. Peterson	Date	10/3/06

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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Douglas R. Peterson
Douglas R. Peterson, Reg. No. 53,458

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/773,883
Applicant : Craig Gerbi, Gary Weller, Jamy Gannoe, Douglas S. Sutton,
Andrew H. Hancock, Gilbert Mata, Jr.
Filed : February 5, 2004
Art Unit : 3731
Examiner : Amanda S. Adams
Title : SINGLE-FOLD SYSTEM FOR TISSUE
APPROXIMATION AND FIXATION

Docket No.: : SATTY 69257 (13.0)
Customer No. : 24201

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicant and are submitted to the Office under 37 C.F.R. § 1.97.

Applicant asks the Examiner to consider these references in examining the application. A copy of each of the foreign patents and articles is enclosed.

11/03/2006 FMEK11 00000057 10773883


01 FC:1806

180.00 0P

The petition fee set forth in 37 C.F.R. § 1.17(p) is enclosed. Please charge any deficiency in fees or credit any overpayment to our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LLP

By: 
Douglas R. Peterson
Registration No. 53,458

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PTO/SB/17 (01-06)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL
for FY 2006**☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** **\$180.00****Complete if Known**

Application Number	10/773,883
Filing Date	February 5, 2004
First Named Inventor	Gerbi
Examiner Name	Adams
Art Unit	3731
Attorney Docket No.	SATTY-69257 (13.0)

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☐ Deposit Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or any underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid(\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	\$25.00	= \$0.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	\$100.00	= \$0.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0	0	x \$125.00	= \$0.00

4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

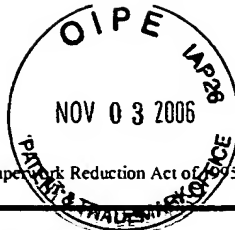
Other (e.g., late filing surcharge): Information Disclosure Statement Filing Fee

\$180.00**SUBMITTED BY**

Signature	<i>Douglas R. Peterson</i>	Registration No. (Attorney/Agent)	53,458	Telephone	310-824-5555
Name (Print/Type)	Douglas R. Peterson			Date	10/31/06

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Substitute for form 1449A/PTO				Complete if Known				
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	10/773,883			
				Filing Date	February 5, 2004			
				First Named Inventor	Craig Gerbi			
				Art Unit	3731			
				Examiner Name	Amanda S. Adams			
Sheet	1	of	3	Attorney Docket Number	SATTY-69257			
U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code ² (if known)					
		3,372,443		02-16-1967	D. J. Daddona Jr.			
		4,063,561		12-20-1977	McKenna			
		4,258,705		03-31-1981	Sorensen et al.			
		4,311,146		01-19-1982	Wonder			
		4,402,445		09-06-1983	Green			
		4,636,205		01-13-1987	Steer			
		4,643,169		02-17-1987	Koss et al.			
		4,671,287		06-09-1987	Fiddian-Green			
		4,795,430		02-03-1989	Quinn et al.			
		5,248,302		09-28-1993	Patrick et al.			
		5,403,312		04-04-1995	Yates et al.			
		5,411,508		05-02-1995	Bessler et al.			
		5,904,147		05-18-1999	Conlan et al.			
		6,179,022		03-06-2001	Baker			
		6,200,318 B1		03-13-2001	Har-Shai et al.			
		6,293,923 B1		09-25-2001	Yachia et al.			
		6,352,543 B1		03-05-2002	Cole			
		6,579,301 B1		06-17-2003	Bales et al.			
		6,605,037 B1		08-12-2003	Moll et al.			
		6,656,194 B1		12-02-2003	Gannoe et al.			
		6,746,460 B2		06-08-2004	Gannoe et al.			
		6,773,441 B1		08-10-2004	Laufer et al.			
		6,835,200 B2		12-28-2004	Laufer et al.			
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ⁵ (if known)				
Examiner Signature					Date Considered			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known				
Sheet		2		of		3		
Application Number		10/773,883						
Filing Date		February 5, 2004						
First Named Inventor		Craig Gerbi						
Art Unit		3731						
Examiner Name		Amanda S. Adams						
Attorney Docket Number		SATTY-69257						
U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code ² (if known)					
		6,994,715	B2	02-07-2006	Gannoe et al.			
		7,033,373	B2	04-25-2006	de al Torre et al.			
		7,033,384	B2	04-25-2006	Gannoe et al.			
		7,083,629	B2	08-01-2006	Weller et al.			
		7,097,650	B2	08-29-2006	Weller et al.			
		2004/0044354	A1	03-04-2004	Gannoe et al.			
		2004/0088008	A1	05-06-2004	Gannoe et al.			
		2004/0092974	A1	05-13-2004	Gannoe et al.			
		2004/0162568	A1	08-19-2004	Saadat			
		2004/0210243	A1	10-21-2004	Gannoe et al.			
		2004/0215180	A1	10-28-2004	Starkebaum et al.			
		2004/0225183	A1	11-11-2004	Michlitsch et al.			
		2004/0236357	A1	11-25-2004	Kraemer et al.			
		2004/0249362	A1	12-09-2004	Levine et al.			
		2005/0010162	A1	01-13-2005	Utley et al.			
		2005/0033328	A1	02-10-2005	Laufer et al.			
		2005/0038415	A1	02-17-2005	Rohr et al.			
		2005/0192599	A1	09-01-2005	Demarais			
		2005/0192601	A1	09-01-2005	Demarais			
		2005/0203547	A1	09-15-2005	Weller et al.			
		2005/0228504	A1	10-13-2005	Demarais			
		2005/0256533	A1	11-17-2005	Roth et al.			
		2006/0106288	A1	05-18-2006	Roth et al.			
		2006/0122462	A1	06-08-2006	Roth et al.			
		2006/0142787	A1	06-29-2006	Weller et al.			
		2006/0151568	A1	07-13-2006	Weller et al.			
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ⁵ (if known)				
Examiner Signature					Date Considered			

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) Sheet 3 of 3		Complete if Known	
		Application Number	10/773,883
		Filing Date	February 5, 2004
		First Named Inventor	Craig Gerbi
		Group Art Unit	3731
		Examiner Name	Amanda S. Adams
		Attorney Docket Number	SATTY-69257
OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No ¹ .	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Gukovsky-Reicher, S., M.D. et al., <i>Expandable Metal Esophageal Stents: Efficacy and Safety. Review of Current Literature Data and of 53 Stents Placed at Harbor-UCLA Medical Center</i> , www.medscape.com/viewarticle/423508_print pages 1-20, Medscape General Medicine 4(1), 2003 ©2002 Medscape, downloaded October 9, 2006	
Examiner Signature		Date Considered	

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